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13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 UNITED STATES OF AMERICA,

16 Plaintiff,

17 vs.

18 DUSTIN M. LEWIS,

19 Defendant.

20 Case No. 2:17-cr-00391-APG-VCF

21 **STIPULATION AND ORDER TO  
22 CONTINUE SENTENCING  
(TENTH REQUEST)**

23 IT IS HEREBY STIPULATED AND AGREED, by and between the United States of  
24 America, by and through Steven Myhre, Assistant United States Attorney and Patrick Burns, Trial  
25 Attorney, Department of Justice, Tax Division, and Defendant, Dustin M. Lewis, by and through  
26 his attorneys, Peter S. Christiansen and Kendelee L. Works, that the Sentencing Date for Mr.  
27 Lewis, which is currently scheduled for November 28, 2023, be continued to a date and time  
28 convenient for this Court but no sooner than December 11, 2023.

29 This is the tenth stipulated request for a continuance of Mr. Lewis's sentencing date and  
30 is entered into for the following reasons:

31 1. Because of the COVID-19 pandemic and consistent with federal directives, Mr.  
32 Lewis' sentencing was previously continued multiple times in order to allow Mr. Lewis an in-  
33 person sentencing hearing with family and other supporters in attendance and for other reasons.  
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1           2. Counsel for Mr. Lewis have a multi-day mediation involving numerous parties,  
2 counsel and neutrals from multiple jurisdictions scheduled for November 28, 2023, the day of  
3 Mr. Lewis's sentencing hearing. Due to the difficulties finding a date that works for all involved,  
4 Mr. Lewis's counsel would greatly appreciate the Court's courtesy in extending the requested  
5 continuance.

6 || 3. Mr. Lewis is out of custody and does not object to this continuance.

7 4. The Government likewise agrees to the continuance.

8           5. The additional time requested herein is sought in good faith and not for purposes of  
9 delay.

10           6. Additionally, denial of this request for continuance could result in a miscarriage of  
11 justice.

12       7. For the above-stated reason, the ends of justice would best be served by a  
13 continuance of the Sentencing date.

14 | DATED: November 5, 2023.

## CHRISTIANSEN TRIAL LAWYERS

## UNITED STATES ATTORNEY

By /s/ Peter S. Christiansen  
PETER S. CHRISTIANSEN  
KENDELEE L. WORKS  
Counsel for Dustin M. Lewis

By /s/ Patrick Burns  
STEVEN MYHRE  
Assistant United States Attorney  
PATRICK BURNS  
Trial Attorney  
Department of Justice, Tax Division



**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

No. 2:17-CR-00391-APG-VCF

V.

DUSTIN M. LEWIS,

Defendant.

## ORDER

This matter coming on the parties' Stipulation and Order to Continue Sentencing, the Court having considered the premises therein, and good cause showing, the Court accepts the Stipulation of the parties and finds as follows:

1. The parties agree to the continuance requested in the Stipulation;
2. The parties state they require at least until December 11, 2023 due to scheduling conflicts; and
3. Defendant Lewis is out of custody and does not object to the continuance;

Accordingly, pursuant to the Stipulation, the Court will continue and set the date for Rule 32 sentencing hearing **no sooner than December 11, 2023**.

IT IS THEREFORE ORDERED:

1. The Rule 32 sentencing hearing set for **November 28, 2023**, is **VACATED** and **CONTINUED**:

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2. The Rule 32 sentencing hearing in this matter will commence on **December 20, 2023 at 9:30 a.m.** in LV Courtroom 6C.

**IT IS SO ORDERED** this 7th day of November, 2023:

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ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE

# CHRISTIANS — TRIAL LAWYERS —

